

UNITED STATES OF AMERICA,

v.

ALBERT CHARLES BURGESS,

THIS MATTER is before the Court on remand from the Fourth Circuit following a finding that the original amount of restitution ordered by the Court be vacated. *United States v. Burgess*, 684 F.3d 445, 460 (4th Cir. 2012). The Fourth Circuit has remanded the case “for an individualized determination of proximate causation and, if such causation is found, for a restitution award consistent with the principles expressed in [the Fourth Circuit’s] opinion.” *Id.*

In light of the recent Supreme Court holding in *Paroline v. United States*, 134 S. Ct. 1710 (2014), regarding the interpretation of causation pertaining to 18 U.S.C. § 2259, this Court directs each party to submit a brief addressing the effect of *Paroline* and *Burgess* on the resentencing.

IT IS, THEREFORE, ORDERED that the Government and the Defendant submit briefs to the Court addressing the effect of *Paroline* in conjunction with the Fourth Circuit's decision in *Burgess* on the remand order. Each party's brief must be submitted within forty-five (45) days of entry of this Order and must be no longer than fifteen (15) pages in length.

Sentencing in this case

will be scheduled thereafter.

Signed: July 1, 2014

A handwritten signature in cursive script, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen
United States District Judge

